

ESTTA Tracking number: **ESTTA626268**

Filing date: **09/10/2014**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91214222
Party	Defendant Pittsburgh Penguins, L.P.
Correspondence Address	CLAY P. HUGHES REED SMITH LLP PO BOX 488 PITTSBURGH, PA 15230-0488 cberberich@nhl.com, tprochnow@nhl.com, klynch@nhl.com, anunez@nhl.com, vfaraci@nhl.com, jwang@nhl.com
Submission	Other Motions/Papers
Filer's Name	Conal Berberich
Filer's e-mail	cberberich@nhl.com, tprochnow@nhl.com, klynch@nhl.com, anunez@nhl.com, vfaraci@nhl.com, jwang@nhl.com
Signature	/s/ cmb
Date	09/10/2014
Attachments	PEI Licensing - Stipulated Motion to Suspend - 9.10.14.pdf(66902 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the matter of trademark application Serial Nos. **85/735,078** and **85/735,063** (published on August 27, 2013), Serial No. **85/564,881** (published on December 18, 2012) and Serial No. **85/605,011** (published on September 25, 2012)

PEI LICENSING, INC.	:		
	:		
Opposer,	:	Opposition Nos.	91214222
	:		91211134
	:		91209998
	:		
	:		
v.	:		
	:		
PITTSBURGH PENGUINS, L.P.	:		
	:		
Applicant.	:		

MOTION ON CONSENT TO SUSPEND PROCEEDINGS

Applicant, with the express consent of Opposer, hereby moves for an order suspending the proceedings referenced above for a period of thirty (30) days to allow the parties to continue their settlement negotiations.

In the Board's most recent order in connection with Opposition No. 91209998, dated July 3, 2014, the Board required that the parties "demonstrate good cause" in the event they file any further motions for suspension in that Opposition. To that end, Applicant's attorneys hereby confirm that, during the past few weeks, a draft agreement, which contains a term withdrawing all of the referenced oppositions, was approved in principal by Opposer and both parties' attorneys and was sent to Applicant's Chief Operating Officer on September 5, 2014 for review. As the parties are making substantial progress in their settlement discussions with respect to all

three pending oppositions, Applicant respectfully submits there is good cause for suspending the oppositions and requests that all three oppositions be suspended accordingly.

If this Motion is denied less than thirty (30) days prior to any of Applicant's Answer deadlines, Applicant respectfully requests that the Answer deadlines be reset so it has the full thirty (30) days to prepare each of its Answers.

Dated: New York, New York
September 10, 2014

Respectfully submitted,

By: _____

Thomas H. Prochnow

Kelley A. Lynch

Conal M. Berberich

Jia Wang

NHL Enterprises, L.P.

1185 Avenue of the Americas, 15th Floor

New York, New York 10036

(212) 789-2000

Attorneys for Applicant

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion On Consent to Suspend has been sent via email with consent on this 10th day of September 2014 to:

Tom Monagan
Norvell IP LLC
1776 Ash Street
Northfield, IL 60093
Attorney for Opposer



Conal M. Berberich
Attorney for Applicant